

149 FERC ¶ 61,085
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

October 30, 2014

In Reply Refer To:
Cheniere Creole Trail Pipeline, L.P.
Docket No. RP14-1305-000

Tania S. Perez
Cheniere Creole Trail Pipeline, L.P.
C/o Fulbright & Jaworski L.L.P.
666 Fifth Avenue, 31st Floor
New York, NY 10103

Dear Ms. Perez:

1. On September 30, 2014, Cheniere Creole Trail Pipeline, L.P. (Creole Trail) filed a revised tariff record¹ to adjust its fuel retainage percentage as required by section 6.15 of the General Terms and Conditions (GT&C) of its FERC Gas tariff. Specifically, Creole Trail proposes to decrease the effective fuel retention percentage from 2.0 percent to 0.8 percent. Creole Trail states that the proposed 0.8 percent fuel retention percentage is based on estimated data, rather than actual fuel and lost and unaccounted for gas as required by its tariff. Creole Trail accordingly requests waiver of section 6.15 of its GT&C so that it may temporarily use this estimated data rather than actual fuel and lost and unaccounted for gas data. Creole Trail further requests that the revised tariff record become effective November 1, 2014. As discussed below and for good cause shown, the Commission grants the requested temporary waiver and accepts the proposed tariff record subject to condition, effective November 1, 2014, as requested.

2. In support of its request to temporarily use estimated instead of actual fuel and lost and unaccounted for data, Creole Trail states that it is nearing completion of a flow reversal project that began in 2013 and rendered the pipeline out of service.² Creole Trail

¹ Cheniere Creole Trail Pipeline, L.P., FERC NGA Gas Tariff, Baseline Tariff, [Section 4, Statement of Currently Effective Rates, 13.0.0.](#)

² See *Cheniere Creole Trail Pipeline, L.P.*, 142 FERC ¶ 61,137 (2013).

states that the flow reversal project will add 53,000 horsepower of compression and will allow Creole Trail to provide firm transportation service south to natural gas export facilities operated by Sabine Pass LNG, L.P. According to Creole Trail, it expects the service outage resulting from the project to last through September 2014.

3. Creole Trail states that it is this significant change that requires the temporary use of estimated fuel and lost and unaccounted for gas data to estimate its fuel retainage percentage. Creole Trail therefore proposes to develop its fuel retainage percentage based upon an estimate of fuel and lost and unaccounted for natural gas volumes of 32,000 dekatherms (Dth) and an estimated annual throughput of 4,000,000 Dth. According to Creole Trail, these estimates result in a proposed fuel retainage percentage of 0.8 percent.

4. Public notice of Creole Trail's filing was issued on October 1, 2014. Interventions and protests were due October 14, 2014, as provided by section 154.210 of the Commission's regulations.³ Pursuant to Rule 214,⁴ all timely filed motions to intervene and any unopposed motions to intervene out-of-time filed before the issuance date of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt this proceeding or place additional burdens on existing parties. No interventions, protests or adverse comments were filed.

5. The Commission finds that Creole Trail has shown good cause to grant its waiver request. The Commission has previously granted waiver of applicable tariff provisions to allow pipelines to use forecasted throughput and fuel usage to calculate fuel retention percentages when doing so will avoid a future over-recovery of fuel.⁵ Similarly, Creole Trails seeks a waiver to allow it to use forecasted throughput and fuel usage to establish its fuel retainage percentage in order to avoid a significant over-collection of fuel during the startup period of the flow reversal project, and thus we grant the requested waiver. As Creole Trail states, however, its proposed use of estimated data is temporary. Accordingly, we will condition acceptance upon Creole Trail carrying any over/under collection balance forward to the next annual true up adjustment period. This will ensure that neither Creole Trail nor its shippers are unduly disadvantaged.

³ 18 C.F.R. § 154.210 (2014).

⁴ 18 C.F.R. § 385.214 (2014).

⁵ See *El Paso Natural Gas Co.*, 145 FERC ¶ 61,271 (2013).

6. The Commission grants Creole Trail's request for waiver of section 6.15 of its GT&C and accepts, subject to condition, the proposed tariff record, to be effective November 1, 2014, as requested.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.